MST

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4849 OF 2006

Sahebrao Kerbaji Balkhande — Petitioner
versus
The Board of Trustees, The Port of Mumbai Mumbai Port Trust and another — Respondents

None for petitioner.

Mr.N.P.Lahkari with Mr.U.J.Makhija for i/by Mulla & Mulla & CBC for respondents 1 & 2.

CORAM : F.I.REBELLO AND
R.V.MORE, JJ.

DATE : 12th January 2007

PC :

1. None present for the petitioner. On instructions, learned counsel for respondents makes a statement that possession of the premises was taken on 1st July 2006.

2. Prayer clause (a) is to restrain the respondents from evicting the respondent. Since possession is taken already, nothing survives in the petition. Petition is accordingly dismissed.

(R.V.MORE, J.) (F.I.REBELLO, J.)